

### **ADVISORY OPINION 2002-004**

**Any advisory opinion rendered by the registry under subsection (1) or (2) of this section may be relied upon only by the person or committee involved in the specific transaction or activity with respect to which the advisory opinion is rendered. KRS 121.135(4).**

May 17, 2002

Mr. Harvey T. (Tommy) Page  
4140 Old Mulkey Road  
Tomkinsville, Kentucky 42167

Dear Mr. Page:

This is in response to your letter dated April 17, 2002, requesting an advisory opinion regarding reporting requirements. Specifically, you state that you are a candidate for Magistrate in District # 4 in Monroe County, Kentucky. You further state that on December 12, 2001 you filed a "statement of intent" to spend One Thousand Dollars (\$1,000.00) or less for the May 28, 2002 Primary Election. You further indicate that more than fifteen (15) days after the filing deadline you have determined that you will spend more than One Thousand Dollars (\$1,000.00) but not more than Three Thousand Dollars (\$3,000.00) during the Primary Election. Specifically, you ask the following question, the Registry's response to which follows:

**How many campaign finance reports will I need to file to comply with KRS 121.180(1)(d)(2)?**

Mr. Harvey T. (Tommy) Page  
Advisory Opinion 2002-004  
May 17, 2002  
Page -2-

The answer to your question may be found in KRS 121.180(1)(d)(2) which in part provides that:

A candidate for any city or county office...who is exempted from some or all campaign finance reporting requirements...but who accepts contributions or makes expenditures in excess of the exempted amount [\$1,000 or \$3,000] in an election, shall file all applicable reports required for the remainder of that election, based upon the amount of contributions or expenditures the candidate accepts or receives in that election. (Emphasis added)

Consequently, you must file any report that is required for a candidate who raises or spends more than One Thousand Dollars (\$1,000.00) but not more than Three Thousand Dollars (\$3,000.00). Provided you do not raise or spend in excess of Three Thousand Dollars (\$3,000.00), the only report you are required to file is a 30 day post-election report.

This opinion reflects the Registry's consideration of the specific transaction posed by your letter. If you have any additional questions, please do not hesitate to contact the Registry staff.

Sincerely,

Rosemary F. Center  
General Counsel

RFC/pm

Cc: Registry Members

Sarah M. Jackson  
Executive Director